

PCT 8



PATENT

Attorney Docket No.: KOIKE-01600

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Noriaki Kumono

Serial No.: 10/586,764

Filed: July 19, 2006

For: **GAS EJECTION DEVICE  
AND SPRAYING DEVICE**

Group Art Unit: Not yet assigned

Examiner: Not yet assigned

**RESPONSE TO NOTIFICATION OF  
MISSING REQUIREMENTS UNDER 35  
U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE  
(DO/EO/US)**

162 North Wolfe Road  
Sunnyvale, CA 94086  
(408) 530-9700

Customer No. 28960

**MS: Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) --(Form PCT/DO/EO/905) mailed June 10, 2008, (copy included), applicant submits a copy of the executed Combined Declaration for Patent Application and Power of Attorney as previously submitted on May 29, 2008 for filing with the U.S. Patent and Trademark Office.

A check in the amount of \$130.00 for the surcharge fee for the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) is enclosed.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,

HAVERSTOCK &amp; OWENS LLP

06/24/2008 GFREY1 00000077 10586764

01 FC:1617 130.00 00

Dated: June 19, 2008By: Jonathan O. Owens

Jonathan O. Owens  
Reg. No.: 37,902

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))  
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK &amp; OWENS LLP.

Date: 6/19/08 By: zm

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Noriaki Kumono

Serial No.: 10/586,764

Filed: July 19, 2006

For: **GAS EJECTION DEVICE  
AND SPRAYING DEVICE**

Group Art Unit: Not yet assigned

Examiner: Not yet assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

162 North Wolfe Road  
Sunnyvale, CA 94086  
(408) 530-9700

Customer No. 28960

**MS: Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) --(Form PCT/DO/EO/905) mailed June 10, 2008, (copy included), applicant submits a copy of the executed Combined Declaration for Patent Application and Power of Attorney as previously submitted on May 29, 2008 for filing with the U.S. Patent and Trademark Office.

A check in the amount of \$130.00 for the surcharge fee for the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) is enclosed.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,  
HAVERSTOCK & OWENS LLP

Dated: June 19, 2008

**CERTIFICATE OF MAILING (37 CFR§ 1.8(a))** -  
I hereby certify that this paper (along with any referred to as being attached or related) is being deposited with the U.S. Postal Service on the date shown below, with sufficient postage at first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 6/19/08 By: [Signature]

By: Jonathan O. Owens  
Jonathan O. Owens  
Reg. No.: 37,902

### Attorneys for Applicants



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/586,764	Noriaki Kumono	KOIKE-01600

28960  
HAVERSTOCK & OWENS LLP  
162 N WOLFE ROAD  
SUNNYVALE, CA 94086

INTERNATIONAL APPLICATION NO.	
PCT/JP2005/001716	
I.A. FILING DATE	PRIORITY DATE
02/04/2005	02/04/2004

REC'D JUN 18 2008

CONFIRMATION NO. 7982  
371 FORMALITIES LETTER



OC00000003036697

Date Mailed: 06/10/2008

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 07/19/2006
- English Translation of the IA filed on 07/19/2006
- Copy of the International Search Report filed on 07/19/2006
- Copy of IPE Report filed on 07/19/2006
- Information Disclosure Statements filed on 07/19/2006
- Oath or Declaration filed on 07/19/2006
- Request for Immediate Examination filed on 07/19/2006
- U.S. Basic National Fees filed on 07/19/2006
- Priority Documents filed on 07/19/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

CHARITTA A SHELTON

---

Telephone: (703) 308-9140 EXT 207